

## **EXHIBIT A**

**STATE OF FLORIDA  
DEPARTMENT OF CORRECTIONS**

**POSTSENTENCE INVESTIGATION PROBATION**

CIRCUIT COURT HILLSBOROUGH COUNTY

NAME Wilfredo Batista OFFICER Ronald M. Harrelson, CPO

COUNT	CRIME	OFFENSE STAT- UTE NUMBER(S)	DEGREE OF CRIME	MIN.MAN- DATORY	CASE NUMBER	ADJ. OR ADJ W/H
C 1	Robbery	812.13 1 & 2C	2° F	N/A	98-2442	ADJ.
O 2	Criminal Mischief	806.13 1B2	1° M	N/A	98-2442	
U						
R						
T						

Detainers/Charges Pending: None

Sentencing Status: First Offender N Habitual Offender N Youthful Offender N  
 Active Probation: Juvenile N Adult N Active Parole: N  
 Judge Daniel L. Perry Prosecutor ASA: Jim Touger  
 Defense Attorney PD: L. Campbell Retained  Appointed X  
 Plea: Guilty X Nolo Contendere  Jury Trial  Judge Trial  Other   
 Date of Arrest 2/12/98 Arresting Agency HCSO  
1 Days in Custody as of 2/13/98 Present Custody Status Probation  
 Date PoSI Requested 7/1/98

True Name Wilfredo Batista Alias/Nickname None  
 Date of Birth 7/6/77 Race/Sex W/M DOC: T12717 DLE# 04654190  
 Soc. Sec. # 092-64-7506 FBI # 454144HBS Military Veteran: NO  
 Present Address 644 W. 173rd St. #C3, New York, NY 10032  
 Birthplace New York Citizenship USA Legal Residence Manhattan County  
 Hgt 5'11" Wgt 250 Eyes Brown Hair Black Complexion   
 ID Marks Tattoo of Tribo on R upper arm  
 Next of Kin: Name Celeste Batista Relationship Mother  
 Phone No. 212-781-2638  
 Address Same as above

Co-Defendant's Name:

Disposition:

C None  
 O \_\_\_\_\_  
 D \_\_\_\_\_  
 E \_\_\_\_\_  
 F \_\_\_\_\_

**PRESENT OFFENSE****LEGAL STATUS**

Offense(s) As Charged: Dkt. #98-2442 Ct. 1 Robbery, Ct. 2 Criminal Mischief

Offense(s) Found Guilty of or Pled to: Same as above.

Disposition: On 7/1/98, the Subject appeared before the Honorable Judge Daniel Perry on Dkt. #98-2442 Ct. 1 Robbery and Ct. 2 Criminal Mischief. Subject pled guilty and was adjudicated guilty and sentenced to 36 months probation on Ct. 1 and 12 months probation on Ct. 2 each count to run concurrent. The following special conditions were imposed: \$256 court costs, \$150 cost of prosecution, \$200 restitution to be paid within the first 20 months of probation, \$150 to crimes compensation fund, \$50 PD application fee, 50 community service hours at a rate of five hours per month to begin within 30 days, and Subject may transfer to New York.

Circumstances: On 2/12/98, at approximately 11:30 AM, the Subject did enter the Sports Authority store located at 10137 E. Adamo Dr., Tampa, FL 33619 and was observed placing a pair of Nikey tennis shoes, valued at \$150, under his shirt and the Subject left the store without paying for the shoes. Loss prevention manager, Andre Rentz, approached the Subject and told him to come back inside the store. The Subject resisted and pushed Mr. Rentz into a wall causing a cut to his left hand. Subject was apprehended and taken into the store office where the Subject kicked the door and knocked a hole into the sheetrock wall. Subject was charged with robbery and criminal mischief and taken to central booking. The information for this report was provided by HCSO Deputy S.M. Dermont, report #98-012879.

Defendant's Statement: Subject said he went into Sports Authority and tried to take a pair of shoes without paying for them.

Extent Of Victim's Loss or Injury (Include restitution): \$200 restitution to Sports Authority store, 10137 E. Adamo Dr., Tampa, FL 33619, phone #620-3367.

**PRIOR RECORD****(JUVENILE/ADULT HISTORY)****SUMMARY FCIC/NCIC and local records**

Juvenile Probation and Aftercare: Active ☐ Completed ☐ Revoked ☐ None ☒

Juvenile Delinquency: Adjudications Withheld ☐ Adjudications ☐  
Commitments ☐ None ☒

Adult Probations: Active ☐ Completed ☐ Revoked ☐ None ☒

Jail Sentences: ☐ None ☒

Prison Sentences: ☐ None ☒

Paroles: Active ☐ Completed ☐ Revoked ☐ None ☒

Escapes: ☐ None ☒

Date	Place	Offense	Disposition/Date
------	-------	---------	------------------

NO PRIOR  
RECORD.

**SOCIOECONOMIC STATUS****FAMILY HISTORY (Verified ☒ Not Verified ☐ ) By Celeste Batista, 7/22/98**

Name	Age	Relationship	Address	Occupation
Adriano Batista	27	Brother	Florida	Unknown
Henry Batista	23	Brother	Florida	Unknown

**Remarks: (Significant Narrative)**

Subject stated that his parents divorced when he was six years of age and that he was raised by his mother in New York. Subject denies any physical, mental, or sexual abuse during his childhood.

**Offender's Personal History**

Remarks (Summary of personal and family stability and relationships):

**MARITAL HISTORY (Verified ☒ Not Verified ☐ ) By Celeste Batista**

Status: Single ☒ Married ☐ Divorced ☐ Separated ☐ Widowed ☐  
Other ☐ Number of Marriages ☐

Spouse: N/A

(Name) (Age) (Address)

Current Marital Relationship: Good ☐ Fair ☐ Poor ☐

Future Plans: Reunion ☐ None ☐ Other ☐

Present Marriage (date & place of marriage & place of divorce/# children)

N/A

Children (names, ages, locations and support):

N/A

**INTERESTS AND ACTIVITIES (Verified ☒ Not Verified ☐ ) By Celeste Batista**

Special Interests Hobbies: football, basketball

Alcohol Usage: Mild ☐ Moderate ☒ Heavy ☐ No History ☐

Drug Usage: Mild ☒ Moderate ☐ Heavy ☐ No History ☐

**Remarks: (Significant Narrative)**

Subject stated that he drinks alcohol at parties and considers himself to be an occasional drinker. Subject stated that he used to smoke marijuana about two years ago but that he has since stopped and denies any use of illegal drugs.

**EDUCATION (Verified ☒ Not Verified ☐ ) By Celeste Batista**

Highest Grade 12th Last School Attended Unity Highschool, New York

Special Training/Vocation Skills

**Remarks: (Significant Narrative)**

Subject stated that he needs two credits to complete his highschool education.

**EMPLOYMENT HISTORY (Verified ☒ Not Verified ☐ ) By Celeste Batista**

Occupation/Trade Laborer

**Employer**

Dates	Name/Address	Duties	Reason for Leaving
1997-1998	Websters Grocery	New York, NY Stock	N/A

**Employment Remarks: (Significant Narrative)**

Subject states this is the only job he has ever had and that he makes minimum wage.

**MILITARY HISTORY (Verified X Not Verified   ) By Celeste Batista**None X Presently Active/Reserve Status    Discharged Veteran   Service Number                      VA Claim Number                     Disabilities                     Remarks: (Significant Narrative)                     **HEALTH (Verified X Not Verified   ) By Celeste Batista**Health Status: Good X Satisfactory    Fair    Poor    Disabled   Remarks: (Significant Narrative)                     

Subject stated that he is in good condition and that he is not taking any medication at this time and that he has never been under the care of a mental health professional.

**RESIDENCE HISTORY (Verified X Not Verified   ) By Celsete Batista**Residence: Home    Trailer    Apartment X Room    Other                     Owns    Rents    No Cost    Amount per Month pays no rentLives with motherRemarks: (Significant Narrative)                     

Subject states he has lived at this present residence for the past six years.

**STATEMENTS & COMMENTS OF OTHERS (Judge, Prosecutor, Defense Atty, Law Enforcement, victim, etc.)**

None received at this time.

**SPECIAL COMMENTS:**

Subject is a 21 year old white male placed on supervision for robbery and criminal mischief. Subject displayed a non verbal lack of concern about the offenses in which he had committed and had to be constantly reminded to take his fingers out of his mouth so that he could be understood when he talked. This officer feels that the Subject is very street wise and very involved in the activities of the streets of New York City. Therefore, the prognosis for successful completion of this probationary period remains poor at this time.

Date Dictated 7/22/98Typed 7/24/98By: Ronald M. Harrelson

Ronald M. Harrelson, CPO

Date

Approved By: Renata Green

Renata Green, CPS

Date 7/27/98

RMH/kla T: 7/24/98

## **EXHIBIT B**

Officer / Location: HAMELSON 15H

DC# \_\_\_\_\_

**ORDER OF PROBATION**

STATE OF FLORIDA

In The CIRCUIT Court Of

-vs- Plaintiff

HILLSBOROUGH County, FloridaWilfredo Batista  
DefendantCase No. 98-2442Div: A**I. THE DEFENDANT, having:**

- ☒ entered a plea of guilty to:  
☐ entered a plea of nolo contendere to:  
☐ been found guilty by jury verdict of:  
☐ been found guilty by the court trying the case without a jury of:

(C11-Robbery)  
 (C12-Criminal Mischief)  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**II. THE COURT HEREBY:**

- ☒ adjudges you guilty of \_\_\_\_\_  
☐ withholds adjudication of guilt for \_\_\_\_\_

**III. IT IS ORDERED AND ADJUDGED that, subject to the laws of this State:**

- ☒ you are hereby placed on Probation for a period of 36 months  
 to be supervised by the Department of Corrections. U2- 12 months.  
☐ It is hereby adjudged that you be confined to the County Jail/committed to the Department of Corrections for a term of \_\_\_\_\_, with credit for jail time; that after you have served \_\_\_\_\_ of said term, you shall be placed on probation for a period of \_\_\_\_\_ under supervision of the Department of Corrections and its officers, such supervision to be in accordance with the laws of this State. After you are released on probation you shall comply with the following terms and conditions of probation.

It is further ordered that you shall comply with the following conditions of probation:

- (1) Not later than the fifth day of each month, you will make a full and truthful report to your officer on the form provided for that purpose.
- (2) You will pay to the State of Florida the amount of forty dollars (\$ 40.00) per month toward the cost of your supervision, unless otherwise waived in compliance with Florida Statutes.
- (3) You will not change your residence or employment or leave the county of your residence without first procuring the consent of your officer.
- (4) You will not possess, carry or own any firearms. You will not possess, carry, or own any weapons without first procuring the consent of your officer.
- (5) You will live and remain at liberty without violating the law. A conviction in a court of law shall not be necessary in order for such a violation to constitute a violation of your probation.
- (6) You will not associate with any person engaged in any criminal activity.

## ORDER OF PROBATION

PAGE TWO

REF: W. BatistaCASE NO(S): 98-2442

- (7) You will not use intoxicants to excess or possess any drugs or narcotics unless prescribed by a physician. Nor will you visit places where intoxicants, drugs or other dangerous substances are unlawfully sold, dispensed, or used.
- (8) You will work diligently at a lawful occupation, advise your employer of your probation status, and support any dependents to the best of your ability as directed by your officer.
- (9) You will promptly and truthfully answer all inquiries directed to you by the Court or your officer, and allow the officer to visit in your home, at your employment site or elsewhere, and you will comply with all instructions your officer may give you.
- (10) You will pay restitution, costs and/or fees in accordance with the attached orders.
- (11) You will report in person within 72 hours of your release from confinement to the Probation Office in Hillsborough County, Florida, unless otherwise instructed by your officer.

SEE SPECIAL CONDITIONS NEXT PAGE. APPLICABLE ~~NOT APPLICABLE~~

You are hereby placed on notice that the Court may at any time rescind or modify any of the conditions of your probation, or may extend the period of probation as authorized by law, or may discharge you from further supervision or return you to a program of regular probation supervision; and if you violate any of the conditions and sanctions of your probation, you may be arrested and the Court may revoke your probation and impose any sentence which it might have imposed before placing you on probation.

It is further ordered that when you have reported to the Correctional Probation Officer and have been instructed as to the conditions of probation, you shall be release from custody if you are in custody and if you are at liberty on bond, the sureties thereon shall stand discharged from liability.

It is further ordered that the Clerk of this Court file this order in the Clerk's Office and forthwith provide certified copies of same to the Correctional Probation Officer for his use in compliance with the requirements of law.

DONE AND ORDERED IN OPEN COURT, this the 1<sup>ST</sup> day of July, 1998.

JUDGE Daniel V. Perry

I acknowledge receipt of a certified copy of this order and that the conditions have been explained to me and I agree to abide by them.

Date: \_\_\_\_\_

Instructed by: \_\_\_\_\_

STATE OF FLORIDA  
COUNTY OF HILLSBOROUGH

(Probationer) THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF THE DOCUMENT ON FILE IN MY OFFICE. WITNESS MY HAND AND OFFICIAL SEAL THIS 22 DAY OF July, 1998



RICHARD AKE, CLERK

By Buty Phillips



SPECIAL CONDITIONS OF PROBATION/COMMUNITY CONTROL - DIV. A PAGE THREEREF: W. Batista CASE NO(S): 98-2442

- \_\_\_\_(A) You will submit to urinalysis, breathalyzer or blood tests at any time requested by your officer, or the professional staff of any treatment center where you are receiving treatment, to determine possible use of alcohol, drugs, or controlled substances. You shall be required to pay for the tests unless payment is waived by your officer.
- \_\_\_\_(B) You must undergo a mental health evaluation and, if treatment is deemed necessary, you must successfully complete the treatment.
- \_\_\_\_(C) You must undergo a drug/alcohol evaluation within \_\_\_\_\_ days and, if treatment is deemed necessary, you must successfully complete the treatment.
- \_\_\_\_(D) You will participate in self-improvement programs as determined by the court or your officer.
- \_\_\_\_(E) Enter and successfully complete \_\_\_\_\_ Inpatient Treatment Program from the county jail or street.
- \_\_\_\_(F) Must reside at the Tampa Probation and Restitution Center, located at \_\_\_\_\_, Tampa, Florida, for a period of 364 days, unless otherwise successfully discharged by the proper authority. While residing at the Center, you will submit to periodic urinalysis at your own expense for drug screening purposes. Must successfully complete the Tampa PRC Employment Skills Program.
- \_\_\_\_(G) You must reside at and/or participate in the Bradenton Drug Treatment Program located at 2104 63rd Avenue East, Bradenton, Florida for a period of up to 18 months, unless otherwise discharged by the proper authorities.
- \_\_\_\_(H) Community Control II: You will submit to electronic monitoring of your whereabouts as required by the Florida Department of Corrections and will reimburse the State of Florida Electronic Monitoring Trust Fund as Provided by 948.09(2), F.S., at a rate of \$30 per month.
- ✓(I) \$ 200 in Restitution at EQUAL per month. w/in 20 months.
- ✓(J) \$ 411 Court Costs.
- ✓(K) \$ 150 Cost of Prosecution.
- ✓(L) \$ 90 PD fee and App Contribution to the Hillsborough County Drug Fund.
- ✓(M) Complete the following Community Service Hours: Begin w/in 30 days.
- (1) \_\_\_\_\_ With the Community Restitution Program at \_\_\_\_\_ hours per month, at a site to be designated by the supervising officer.
- (2) \_\_\_\_\_ With the Hillsborough Co. Sheriff's Work Program at \_\_\_\_\_ hours per month.
- (3) 50 With any approved Community Service Site at 5 hours per month.

Original (Court)  
Copies Probationer/FileMay TRANSFER TO New York.DC-9900D  
Rev. 6/97

000151

## **EXHIBIT C**

FLORIDA  
DEPARTMENT OF CORRECTIONS/PAROLE COMMISSION

**APPLICATION FOR COMPACT SERVICES  
AND AGREEMENT TO RETURN**

Sending State: Florida

Receiving State New York

I, Wilfredo Batista DC No 712717 hereby apply for supervision pursuant to the Interstate Compact for the Supervision of Parolees and Probationers. I understand that it is likely that there will be certain differences between the supervision I would receive in Florida and the supervision which I will receive in receiving state. However, I urge the authorities to whom this application is made, and all other judicial and administrative authorities, to recognize that supervision in another state, if granted as requested in this application, will be a benefit to me and will improve my opportunities to make a good adjustment. In order to get the advantages of supervision under the Interstate Compact, I accept such differences of supervision as may be provided, and I do state that I consider the benefits of supervision under the Compact to be worth any adjustments in my situation which may be necessary.

I also consent to the release of any drug/alcohol treatment information by the State of Florida to any authorized agent of the receiving state for the purpose of transferring supervision. This consent remains in effect from date of request and becomes revocable upon return to Florida or termination of supervision.

In view of the above, I do hereby apply for permission to be supervised in receiving state for the following reasons:

1. That I will make my home with Celeste Batista  
(name and address)  
644 W 173<sup>rd</sup> Street #C3 NY NY 10032, until a change of residence is duly authorized by the proper authorities of the receiving state.
2. That I will comply with the conditions of supervision as fixed by both the State of Florida and the receiving state.
3. That I will, when duly instructed by the Florida authorities, return at any time to the said state.
4. That I will obtain permission and reporting instructions from the Florida authorities before travelling to any third state for transfer purposes.
5. That I hereby do waive extradition to the State of Florida from any jurisdiction in or outside the United States where I may be found and also agree that I will not contest any effort by any jurisdiction to return me to the State of Florida.
6. Failure to comply with the above will be deemed to be a violation of the terms and conditions of supervision for which I may be returned to the State of Florida.

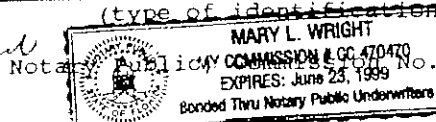
I (have read the above) (have had the above read and explained to me), and I understand it's meaning and agree thereto.

Date 7-1-98Signed \* Wilfredo Batista

The foregoing instrument was acknowledged before me this

7/1/98  
(date)by Wilfredo Batista  
(offender's name)

who has produced as identification

B 323-880-27-246  
(type of identification)

(Name of Notary typed, printed or stamped)

On this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, permission was granted to the above offender to supervised in the receiving state.

\_\_\_\_\_  
Interstate Compact Administrator or Designee

## **EXHIBIT D**

THE CITY OF NEW YORK  
DEPARTMENT OF PROBATION  
MANHATTAN ADULT SUPERVISION



100 CENTRE STREET, ROOM 1414  
NEW YORK, NEW YORK 10013

Date: 10-14-98

Florida Adult Interstate  
Department of Corrections  
2601 Blairstone Road  
Tallahassee, Fla. 323999

We have received your request for interagency service in the case of:

Name: Batista, Wilfredo DOB: 7-6-77  
Your case number: T12717 Our case number: NC9801585

☒ The case has been accepted and assigned to:

P.O. Cleare At: 212-442-6123  
S.P.O. \_\_\_\_\_ At: \_\_\_\_\_

( ) We regret we cannot accept this case because : \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

YOURS TRULY,

Lorene Gilmore  
Lorene Gilmore, Branch Chief

Approved By: J. Patterson  
S.P.O. J. Patterson - (212)442-4882

Per: Venetia E. Moore  
Probation Officer / Telephone Number

cc:P.O. \_\_\_\_\_ (NC \_\_\_\_\_)

90-0984R

000134

## **EXHIBIT E**

FLORIDA INTERSTATE COMPACT  
Investigation Request

(Compact Office of Jurisdiction)

Date Requested: 7/23/98

Department of Corrections  
Bureau of Interstate Compact  
2601 Blair Stone Road  
Tallahassee, FL 32399-2500

Receiving State: New York

County: Manhattan

<input type="checkbox"/> Parole	<input type="checkbox"/> Misdemeanor	<input checked="" type="checkbox"/> Transfer Request
<input checked="" type="checkbox"/> Probation	<input checked="" type="checkbox"/> Felony	<input type="checkbox"/> Records Check
<input type="checkbox"/> Other	<input type="checkbox"/> Sex Offender/High Profile	<input type="checkbox"/> Other: _____

RE: Wilfredo Batista AKA: N/ADC No: T12717 R/S: W/M DOB: 7/6/77 SSN: 092-64-7506

(X) Check if offender is in receiving state.

Resides With: Celeste Batista  
Relationship: Mother  
Address: 644 W. 173rd St. #C3  
New York, NY 10032  
Telephone: 212-781-2638Employer: Webster Groceries  
Supervisor: Chno & Lulesa  
Address: 1393 Webster  
Bronx, NY  
Telephone: 718-293-7014Offense(s): Dkt. #98-2442 Ct. 1 Robbery, Ct. 2 Criminal MischiefDate Convicted: 7/1/98  
Date Sentenced: 7/1/98  
Disposition: Pled Guilty  
Adjudication Guilty (X)  
Adjudication W/H ( )County of Sentence: Hillsborough  
Institutional Release Date: N/A  
Parole/Probation Period: Ct. 1 36 months, Ct. 2 12 months  
Termination Date: Ct. 1 6/30/01, Ct. 2 6/30/99  
Maximum Sentence Expires: 6/30/01

We desire to transfer this person on parole/probation to your state:

☒ As a resident ☒ Employment ☒ Family resides in your state ☒ With your consent

Case Summary and criminal record attached.

<input checked="" type="checkbox"/> Parole/Probation Order	<input checked="" type="checkbox"/> Compact Forms
<input checked="" type="checkbox"/> Pre/Post Sentence Investigation	<input checked="" type="checkbox"/> Travel Permit
<input checked="" type="checkbox"/> Classification Material/ Background Investigation	<input type="checkbox"/> Other Court/Supervision Documents

Reply should discuss among other things, suitability of prospective residence, employment, family, environment, attitude of receiving state and other pertinent facts.

Comments/Special Conditions: \$256 COURT COSTS; \$150 COST OF PROSECUTION; \$200 RESTITUTION TO BE PAID WITHIN 20 MONTHS; \$150 CRIMES COMPENSATION FUND; \$50 PD APPLICATION FEE; 50 CSW HOURS AT FIVE HOURS PER MONTH; MAY TRANSFER TO NEW YORK; WAIVE FLORIDA COST OF SUPERVISION.

Interstate Compact Administrator

Prepared by: [Signature] Office: Tampa East - 13AApproved by: [Signature] Date: 7/27/98Reviewed by: [Signature] Date: 8/5/98

(Florida Compact Authority)

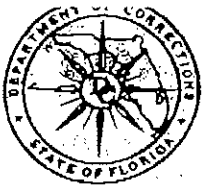
DC3-110 (Rev. 3/96)

Distribution: IC original &amp; 2 copies

DC3-110  
Rev 6/86

## **EXHIBIT F**





FLORIDA  
DEPARTMENT of  
CORRECTIONS

Governor  
JEB BUSH

Secretary  
MICHAEL W. MOORE

An Affirmative Action/Equal Opportunity Employer

2601 Blair Stone Road - Tallahassee, FL 32399-2500

<http://www.dc.state.fl.us>

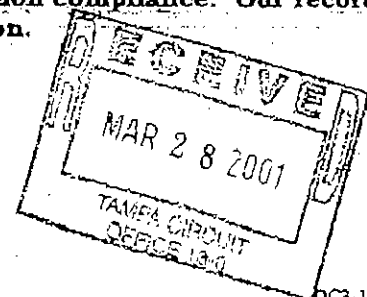
TO: New York Probation Date: March 19, 2001  
Re: BATISTA, Wilfredo Florida No: T12717  
State & County: New York/Manhattan Other State No: NC9801585

- ☒ 1. Please use above identifying information in future correspondence.  
☐ 2. Transfer material has not been received. Please expedite.  
☐ 3. Transfer packet is incomplete. Please provide and resubmit.  
☐ 4. Investigate for supervision transfer. Case material attached.  
☒ 5. Request for: ☐ Records Check ☒ Progress Report ☐ Early termination ☐ Transfer Status  
☐ 6. Notice of Arrival/Return ☐ attached ☐ submit.  
☐ 7. Please have offender sign the attached and return copies to this office.  
☐ 8. The attached is for your information. ☐ Assist as requested by the attached.  
☐ 9. Refer to correspondence of        ☐ Respond by       .  
☐ 10. Supervision accepted effective        ☐ Forward case file to this office after audit is completed.  
☐ 11. Supervision rejected effective        ☐ Instruct offender to return.  
☐ 12. Violation report attached. ☐ Please advise of your Board/Court's decision.  
☐ Warrant requested. Enter warrant in NCIC.  
☐ 13. Interest closed by        as offender has relocated to a third state. Please initiate new transfer immediately or advise of other action taken.  
☐ 14. Florida will close interest in        days unless otherwise notified.  
☐ 15. Violation report, warrant request and supervision order is attached for processing. Please forward appropriate copies of your Court's decision to this office.  
☐ 16. Pre-Termination Review indicates offender is in violation of condition(s)       . This office is closing interest and forwarding all materials to your office for immediate action with the court.  
☐ 17. For your information, you may close interest effective       .  
☐ 18. Unable to identify. Please clarify.  
☐ 19. We have closed interest effective       .

REMARKS: Please provide a current progress report. Note that the offender's probation is scheduled to terminate on June 30, 2001. Please advise the status of special condition compliance. Our records reflect that the offender has paid no amount toward monetary obligation.

Robert M. Porter  
Chief, Interstate Compacts

BY: John R. Day



## **EXHIBIT G**

STATE OF FLORIDA  
DEPARTMENT OF CORRECTIONS

20813216  
Docket # 98-02442  
DC# T12717  
Judge/Division: Perry / "A"

WARRANT

In the Name of the State of Florida, to All and Singular the Sheriffs of the State of Florida:

WHEREAS, KRISTIN SELTZER has made oath that on the 1st day of July, A.D. 1998 one WILFREDO BATISTA, hereinafter referred to as the aforesaid, was placed on **Probation** for the offense of Ct. 1 - Robbery, Ct. 2 - Criminal Mischief in the Circuit Court of Hillsborough County, for a term of Ct. 1 - thirty-six (36) months, Ct. 2 - twelve (12) months, each count concurrent in accordance with the provisions of Chapter 948, Florida Statutes, and that the aforesaid has not properly conducted himself, but has violated the conditions of his Probation in a material respect by

Violation of Condition (2) to-wit: In that, the aforesaid was court ordered to pay cost of supervision in the amount of \$40.00 per month until the aforesaid's supervision was accepted by the State of New York. The aforesaid owed a total of \$40.00 towards this court ordered monetary obligation and still has a remaining balance of \$40.00 as of 5/23/01.

Violation of Condition (3) to-wit: In that, the aforesaid's supervision was accepted for transfer by the State of New York on 10/14/98. This officer attempted to locate the aforesaid on 6/17/99 by directly contacting the State of New York and via Interstate Compact on 9/29/99 and again on 3/19/01 with a request for a progress report. This officer was not able to locate the aforesaid after any of these attempts and was told by the State of New York that they were unaware of the aforesaid's whereabouts. The aforesaid's whereabouts are unknown and he is to be considered an absconder by the Department of Corrections.

(continued on page 2)

THESE ARE, THEREFORE, to command you to arrest instantler the aforesaid WILFREDO BATISTA, and bring him before me to be dealt with according to law.

Given under my hand and seal this 7 day of June, A.D. 2001

DC Recommends: ☐ Bond ☒ No Bond ☐ ROR

COURT ORDERS:	
ROR	<input type="checkbox"/>
No Bond	<input checked="" type="checkbox"/>
Set Bond	<input type="checkbox"/>
_____ Judge's Initials	

DANIEL L. PERRY  
Judge Circuit Court  
In and for Hillsborough County

ljp - 5/24/01

DC3-219 (Revised 9-00)

**FILED**

**JUN 08 2001**

**RICHARD AKE CLERK**

000192

Distribution: Original: --Sheriff's Office  
Copy: --Court File  
Copy: --Offender File

Warrant

Page 2

Wilfredo Batista

Dkt. No. 98-02442

DC No. T12717

(continued from page 1)

Violation of Condition (10) to-wit: In that, the aforesaid was court ordered to pay a total of \$656.00 in court costs. As of 5/23/01, the aforesaid has not made any attempt to pay this monetary obligation and is in arrears the total balance of \$656.00.

Violation of Special Condition (I) to-wit: In that, the aforesaid was court ordered to pay restitution in the amount of \$200.00. As of 5/23/01, the aforesaid has made no attempt to pay any money towards this court ordered monetary obligation and owes the remaining total balance of \$200.00.

Violation of Special Condition (M) to-wit: In that, the aforesaid was court ordered to complete 50 community service hours at a rate of 5 hours per month at any approved community service site. The aforesaid has failed to complete any of the court ordered community service hours or submit any paperwork verifying otherwise and currently owes the remaining balance of 50 community service hours as of 5/23/01.

## **EXHIBIT H**

CASE # 98-02442

IN THE CIRCUIT COURT OF HILLSBOROUGH COUNTY

STATE OF FLORIDA

Violation of Probation  
**WARRANT**

ORDER TO TAKE INTO CUSTODY

STATE OF FLORIDA  
VS.

WILFREDO BATISTA

NO PHOTO AVAILABLE

Upon apprehension please notify:

KRISTEN SELTZER, CPO  
4510 Oak Fair Boulevard, Ste. 250  
Tampa, FL 33610  
(813) 744-6313

THIS WARRANT WAS RECEIVED BY THIS  
DEPARTMENT AT \_\_\_\_\_  
COUNTY, FLORIDA ON THE \_\_\_\_ DAY OF \_\_\_\_  
\_\_\_\_\_, A.D. 20\_\_\_\_, AND EXECUTED IN \_\_\_\_\_  
COUNTY, FLORIDA ON  
THE \_\_\_\_ DAY OF  
\_\_\_\_\_, A.D. 20\_\_\_\_, BY  
ARRESTING THE WITHIN NAMED

ARRESTING OFFICER

DEPARTMENT

DATE AND TIME OF SERVICE

PLACE OF SERVICE

IDENTIFYING DATA

AKA: None known  
RACE White SEX Male DOB 7/6/77  
SMT Tattoo of "Tribal" on upper right arm  
HGT 5'11" WGT 250  
EYES Brown HAIR Black  
SS# 092-64-7506  
DL# Unknown

CURRENT LOCATION/LAST KNOWN  
ADDRESS The subject is an absconder and the last  
known address is 644 W. 173rd Street, Apt. C3, New  
York, NY, 10032

REMARKS/EXTRADITION INFORMATION  
Please extradite as subject is on supervision for  
robbery.

# **EXHIBIT I**

FAX

# HILLSBOROUGH COUNTY SHERIFF'S OFFICE

## CAL HENDERSON, SHERIFF

P.O. Box 3371 Tampa FL 33601

Phone (813) 247-8000



To: NEW YORK COUNTY DISTRICT ATTORNEY'S OFFICE 1-212-335-4390  
Agency Fax Number

Attn: MIRIAM FONSECA  
Name

From: CATHY LANOUE clanou@hcsso.tampa.fl.us EXTRADITION 813-247-0740  
Name Division Phone Extension

813-247-0885  
Fax

**Message:** ATTACHED PLEASE FIND A COPY OF THE WARRANT FOR WILFREDO  
BATISTA W/M DOB: 070677. WE WILL EXTRADITE.

Date: 6/22/04

Number of Pages: 4  
(include cover sheet)



## **EXHIBIT J**

## CRIMINAL COURT OF THE CITY OF NEW YORK

AFFIDAVIT  
FUGITIVEPart NY, County \_\_\_\_\_

STATE OF NEW YORK )

COUNTY OF NY )

ss.:

Detective Michael Cosme

, a Police Officer of the City of New York,

being duly sworn, deposes and says that upon information and belief

the defendant, Wilfredo Batistastands charged in the State of Florida, City of Tampa, County of Hillsboroughwith the crime of Violation of Probation

and that the said crime is punishable by death or imprisonment for a term exceeding one year.

That the sources of deponent's information and the grounds for his belief are communications from the police of said state, city, and county, to wit: Deponent states that he is in receipt

of WARRANT Book # A 98-02442 DCAT 12717 Dated June 8, 2001  
Signed By Judge Daniel L. Perry CHARGING the defendant  
with the crime of Probation Violation.

Deponent therefore asks that the defendant be held reasonable length of time to enable deponent to produce further evidence and that upon the completion of an examination pursuant to the provisions of the Criminal Procedure Law or upon defendant's waiver thereof, he be committed to enable his arrest to be made under a warrant of the Governor of this State on the requisition of the executive authority of the state having jurisdiction of the offense.

Det Michael Cosme

Affiant

Sworn to before me

, 19\_\_\_\_

Judge.

000187

## **EXHIBIT K**

EAST TAMPA

PAGE 81

Officer Kristin Seltzer, CPO  
Office Location 13-A Tampa East  
Judge/Division Perry / "A"

STATE OF FLORIDA

VS

WILFREDO BATISTA

Defendant

IN THE CIRCUIT COURT

HILLSBOROUGH COUNTY, FLORIDA

DC No. 112717

Docket/UC No. 98-02442

### ORDER DISMISSING WARRANT

In the Name of the State of Florida, to All and Singular the Sheriffs and Peace Officers of the State of Florida:

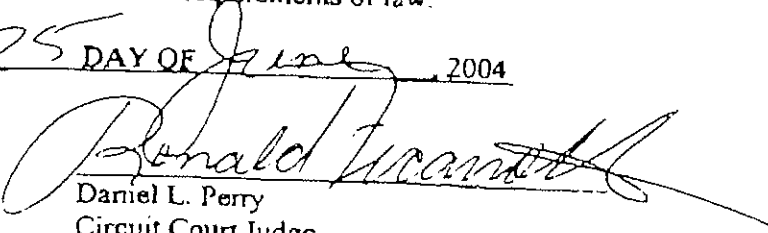
WHEREAS, a warrant was issued by this court on 7<sup>th</sup> day of June, 2001 for the arrest of defendant, Wilfredo Batista, upon a charge of violation of Probation; and

WHEREAS, it has been demonstrated that the Probation should not be revoked, it is

ORDERED that the warrant is dismissed and set aside. The defendant shall be released from custody if confined, relieved of all sureties and restored to supervision under the original order of the court, or discharged from supervision if jurisdiction has been lost.

It is further ORDERED that the clerk of this court file this order in the official records and provide certified copies to the officer for use in compliance with the requirements of law.

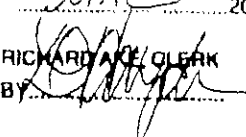
DONE AND ORDERED ON THE 25 DAY OF June, 2004

  
Daniel L. Perry  
Circuit Court Judge

STATE OF FLORIDA  
COUNTY OF HILLSBOROUGH

THIS IS TO CERTIFY THAT THE FOREGOING IS A  
TRUE AND CORRECT COPY OF THE DOCUMENT ON  
FILE IN MY OFFICE. WITNESS MY HAND AND  
OFFICIAL SEAL THIS 25 DAY OF June, 2004.



RICHARD A. CLERK  
BY  D.C.

DC3-271 (Revised 5-02)

Original: Clerk of Court  
Copy: Sheriff's Office  
Copy: DC Offender File

000190

## **EXHIBIT L**



*Cal Henderson, Sheriff*  
*David Gee, Chief Deputy*

P O Box 3371  
Phone (813) 247-8000  
www.hcso.tampa.fl.us

Hillsborough County  
Tampa, Florida 33601

JUNE 25, 2004

District Attorney  
County of New York  
One Hogan Place  
New York, NY 10013

Re: BATISTA, WILFREDO

Charge: VOP CT 1 ROBBERY  
Case #98-2442

Dear Sir:

We request that our hold be removed on the above captioned subject. We are no longer going to extradite him from your jurisdiction. Our Judge Ficarrotta has recalled this warrant and is no longer valid.

Please direct any questions you may have regarding these matters to our Fugitive/Extradition Section at (813)247-0740

As always, be assured of our cooperation in all matters of mutual concern.

Sincerely,

*Gary D. Terry, Major*  
Gary D. Terry, Major  
Special Operations Division

GGT/jn/jth  
Enclosure

## **EXHIBIT M**

CRIMINAL COURT OF THE CITY OF NEW YORK  
COUNTY OF NEW YORK

CERTIFICATE OF DISPOSITION  
NUMBER: 47920

THE PEOPLE OF THE STATE OF NEW YORK  
VS

BATISTA, WILFREDO

Defendant

07/06/1977

Date of Birth

65 WARBURTON AVENUE

Address

7514159N

NYSID Number

YONKERS NY 10701

City State Zip

06/17/2004

Date of Arrest/Issue

Docket Number: 2004NY046591

Summons No:

CPL 57006

Arraignment Charges

Case Disposition Information:

<u>Date</u>	<u>Court Action</u>	<u>Judge</u>	<u>Part</u>
06/25/2004	DISMISSED - MOTION OF DA	FERRARA, A	B

**NO FEE CERTIFICATION**

☐ GOVERNMENT AGENCY ☐ COUNSEL ASSIGNED

☐ NO RECORD OF ATTORNEY READILY AVAILABLE. DEFENDANT STATES COUNSEL WAS ASSIGNED

SOURCE ☐ ACCUSATORY INSTRUMENT ☐ DOCKET BOOK/CRIMS ☐ CRC3030[CRS963]

I HEREBY CERTIFY THAT THIS IS A TRUE EXCERPT OF THE RECORD ON FILE IN THIS COURT.

KURLAS, J  
COURT OFFICIAL SIGNATURE AND SEAL

02/08/2006

DATE

FEE: NONE

(CAUTION: THIS DOCUMENT IS NOT OFFICIAL UNLESS EMBOSSED WITH THE COURT SEAL OVER THE SIGNATURE OF THE COURT OFFICIAL.)